

House Bill 732 (AS PASSED HOUSE AND SENATE)

By: Representative Stephens of the 164th

A BILL TO BE ENTITLED
AN ACT

1 To amend Code Section 47-17-1 of the Official Code of Georgia Annotated, relating to
2 definitions relative to the Peace Officers' Annuity and Benefit Fund, so as to provide that
3 certain persons employed by the Composite State Board of Medical Examiners shall be
4 eligible for membership in such fund; to provide conditions for an effective date and
5 automatic repeal; to repeal conflicting laws; and for other purposes.

6 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

7 **SECTION 1.**

8 Code Section 47-17-1 of the Official Code of Georgia Annotated, relating to definitions
9 relative to the Peace Officers' Annuity and Benefit Fund, is amended by revising
10 subparagraph (I) of paragraph (5) as follows:

11 "(I) Persons in the categories listed below who are required, as a condition necessary
12 to carry out their duties, to be certified as peace officers pursuant to the provisions of
13 Chapter 8 of Title 35, known as the 'Georgia Peace Officer Standards and Training Act':

14 (i) Persons employed by the Department of Juvenile Justice who have been
15 designated by the commissioner of juvenile justice to investigate and apprehend
16 delinquent and unruly children who have escaped from an institution or facility or
17 have broken their conditions of supervision; any employee of the Department of
18 Juvenile Justice whose full-time duties include the preservation of public order, the
19 protection of life and property, the detection of crime, or the supervision of
20 delinquent and unruly children in its institutions, facilities, or programs, or who is
21 a line supervisor of any such employee, provided that the powers of a peace officer
22 have been conferred upon such person pursuant to Chapter 4A of Title 49;

23 (ii) Narcotics agents retained by the director of the Georgia Bureau of Investigation
24 pursuant to the provisions of Code Section 35-3-9;

25 (iii) Investigators employed by the Secretary of State as securities investigators
26 pursuant to the provisions of Code Section 10-5-10;

1 (iv) Investigators employed by the Secretary of State as investigators for the
2 professional licensing boards pursuant to the provisions of Code Section 43-1-5; ~~and~~
3 (v) Persons employed by the Department of Motor Vehicle Safety to whom the
4 commissioner of motor vehicle safety has delegated law enforcement powers;
5 provided, however, that no such person shall be entitled to obtain any prior
6 creditable service other than actual membership service; and
7 (vi) Persons employed by the Composite State Board of Medical Examiners as
8 investigators pursuant to subsection (e) of Code Section 43-34-24.1;"

9 **SECTION 2.**

10 This Act shall become effective on July 1, 2008, only if it is determined to have been
11 concurrently funded as provided in Chapter 20 of Title 47 of the Official Code of Georgia
12 Annotated, the "Public Retirement Systems Standards Law"; otherwise, this Act shall not
13 become effective and shall be automatically repealed in its entirety on July 1, 2008, as
14 required by subsection (a) of Code Section 47-20-50.

15 **SECTION 3.**

16 All laws and parts of laws in conflict with this Act are repealed.